

From: [Guerry, William M.](#)
To: [HertzWu, Sara](#)
Subject: Conference Call on Big Ox Energy - Siouxland, LLC
Date: Monday, October 07, 2019 10:51:39 AM
Attachments: [Big Ox.Letter.pdf](#)

Sara – Good to catch up today. Thank you for setting up the call with the DOJ counsel. As we discussed, enclosed is the recent correspondence from Susan Ugai to the Hearing Officer in the NDEQ Show Cause permit process. As you can see in her letter, Susan asked the Hearing Officer to not allow Big Ox Energy – Siouxland, LLC to operate the Big Ox facility during a 6-month extension period. During this interim period, the Air Quality Air Construction Permits will remain valid and in effect, so that a new owner and/or operator can acquire the plant and transition to become the new Air and Stormwater Permittee, pursuant to the approval of NDEQ.

I look forward to our discussions and can provide you with additional information quantifying the economic losses incurred by the plant, and the all the related financial considerations that EPA and DOJ should consider in order to make a well-informed decision.

Best,
Bill

From: Ugai, Susan <susan.ugai@nebraska.gov>
Sent: Wednesday, October 2, 2019 4:58 PM
To: Melanie Whittamore-Mantzios <MMantzios@wolfesnowden.com>
Cc: Guerry, William M. <WGuerry@KelleyDrye.com>; Triplett, Lauren <lauren.triplett@nebraska.gov>
Subject: Big Ox

CAUTION External Email

Melanie

Please find attached my letter outlining my requests for resolution of this case.

If you have any questions, please let me know.

Thank you,
Susan

Susan M. Ugai | Attorney | Nebraska Department of Environment and Energy
P.O. Box 98922 | Lincoln, NE 68509-8922 | 402-471-3173

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